



PATENT: **Mail Stop AF**
Attorney Docket No. 09404.0005-02

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
)
 Timothy John HENKEL) Group Art Unit: 1618
)
 Application No.: 10/666,440) Examiner: M.P. YOUNG
)
 Filed: September 19, 2003)
) Confirmation No.: 8311
 For: METHODS OF TREATMENT)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the
Examiner's decision mailed July 12, 2007.

The items checked below are appropriate:

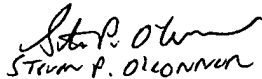
1. ☐ Applicant petitions for a [Fee] month extension of time, based on the mailing date of the outstanding Office action. The petition fee of \$[Fee] is enclosed.
2. ☐ Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to [Date]. Applicant now petitions for an additional extension of time to extend the period for response to [Date]. The petition fee of \$[Fee] is enclosed.
3. ☐ The Notice of Appeal Fee of \$500.00 ☐ is enclosed.
4. ☒ The Notice of Appeal Fee was previously paid in this application on June 1, 2006, but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.
5. ☒ An Appeal Brief accompanies this Notice. The fee for filing an Appeal Brief was paid January 5, 2007.

Please grant any extensions of time required to enter this response and charge any additional or increased required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 14, 2007


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